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21 Inc.; Cerca Trova Restaurant Group, Inc.; Cerca Trova
22 Steakhouse, L.P.; and Cerca Trova Southwest
23 Restaurant Group, LLC

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14 **UNITED STATES DISTRICT COURT**
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16 **NORTHERN DISTRICT OF CALIFORNIA**
17
18 **SAN FRANCISCO DIVISION**

19
20 OUT WEST RESTAURANT GROUP, INC.;
21 CERCA TROVA RESTAURANT GROUP,
22 INC.; CERCA TROVA STEAKHOUSE, L.P.;
23 and CERCA TROVA SOUTHWEST
24 RESTAURANT GROUP, LLC,

Case No.: 3:20-CV-06786-TSH

NOTICE OF APPEAL

Judge: Hon. Thomas S. Hixson

Trial Date: Not assigned

Action Filed: September 29, 2020

25
26 Plaintiffs,
27
28

v.

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26 AFFILIATED FM INSURANCE COMPANY,
27
28

Defendant.

1 Plaintiffs OUT WEST RESTAURANT GROUP, INC.; CERCA TROVA RESTAURANT
2 GROUP, INC.; CERCA TROVA STEAKHOUSE, L.P.; and CERCA TROVA SOUTHWEST
3 RESTAURANT GROUP, LLC (collectively “Plaintiffs” or “Out West”), by and through their
4 undersigned counsel, appeal to the United States Court of Appeals for the Ninth Circuit the Order
5 Granting Motion for Judgment on the Pleadings and the decisions provided therein (Dkt. 38), attached
6 hereto as **Exhibit A**, and the Judgment (Dkt. 39), attached hereto as **Exhibit B**, entered by the United
7 States District Court on March 19, 2021.

8 Pursuant to Circuit Rule 3-2, Plaintiffs have attached hereto as **Exhibit C** a Representation
9 Statement.

10 Dated: April 1, 2021

HUNTON ANDREWS KURTH LLP

11 By: /s/ Scott P. DeVries

12 Scott P. DeVries

13 Walter J. Andrews

14 Andrea DeField

15 Attorneys for Plaintiffs Out West
16 Restaurant Group, Inc.; Cerca Trova
17 Restaurant Group, Inc.; Cerca Trova
18 Steakhouse, L.P.; and Cerca Trova
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